

22386 U.S. PTO
031204

JOSEPH MAN SUDOL SAPONE P.C.
PATENTS, TRADEMARKS AND COPYRIGHTS

714 Colorado Ave.
Bridgeport, CT 06605
Phone: (203-366-3560
Fax: (203) 335-6779

EXPRESS MAIL No.: EV332302805US

Deposited: March 12, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service Express mail under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Judith M. Muzik 3/12/04

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: March 12, 2004
Docket No: 382/9-1788

22386 U.S. PTO
10/798997

031204

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UTILITY PATENT APPLICATION TRANSMITTAL (Only for new nonprovisional applications under CFR 1.53(b))

Docket No.:	382/9-1788
Inventor(s):	Dwight MCKEE, 290 Dry Creek Road, Aptos, California 95003; Timothy A. NOLAN, 120 Penny Lane, Batesville, Arkansas
Title:	COMPOSITION AND METHOD FOR APPETITE AND CRAVING SUPPRESSION AND MOOD ENHANCEMENT

APPLICATION ELEMENTS (See MPEP chapter 600 concerning utility patent application contents)

- ☒ 1. Fee Transmittal Form (attachment)
- ☒ 2. Specification, Claims, Abstract [Total pages 21]
- ☐ 3. Drawing(s) (35 USC 113)
- ☒ 4. Oath or Declaration
 - ☒ Un-Executed Declaration
 - ☐ a. Newly executed (original or copy) 1 Inventory only
 - ☐ b. Copy from a prior application (37 CFR 1.63(d))
(For continuation/divisional with box 17 completed)
 - ☐ I. DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named
in the Prior application see 37 CFR 1.63(d)(2) & 1.33(b).
- ☐ 5. Incorporation by Reference (useable if Box 4b is checked)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

- ☐ 6. Microfiche Computer Program (Appendix)
- ☐ 7. Nucleotide and/or Amino Acid Sequence Submission (If applicable, all necessary)
- ☐ a. Computer Readable Copy
- ☐ b. Paper Copy (identical to computer copy)
- ☐ c. Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

- ☐ 8. Assignment Papers (1 cover sheet (PTO-1595) and 1 document(s) for recording)
- ☐ 9. 37 CFR 3.73(b) Statement (when there is a assignee) ☐ Power of Attorney
- ☒ 10. Application Data Sheet
- ☐ 11. Information Disclosure Statement (IDS) and PTO-1449 ☐ Copies of IDS citations (refs.)
- ☐ 12. Preliminary Amendment
- ☒ 13. Return Receipt Postcard (MPEP 503) (should be specifically itemized)
- ☒ 14. **Small Entity Statement-The Applicant and assignee if any qualify for and hereby claim small entity status.**
- ☐ 15. Certified Copy of Priority Document(s):
(Only if foreign priority is claimed)
- ☒ 16. Other: This application claims priority in U.S. Provisional Application No. 60/455,011
- ☐ 17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment:
☐ Continuation ☐ Divisional ☐ Continuation-In-Part (CIP)
of prior application No. _____

Prior application information: Examiner _____ Group: _____

☒ 18. **CORRESPONDENCE ADDRESS**

Please direct all communications to **customer number 28147**,
namely William J. Sapone, Esq. at
the offices of Coleman Sudol Sapone P.C.
714 Colorado Ave., Bridgeport Conn. 06605
203-366-3560 fax.203-335-6779

Respectfully requested.
Coleman Sudol Sapone P.C.

March 12, 2004
714 Colorado Ave.
Bridgeport CT 06605
Tel. (203) 366-3560

By: 
William J. Sapone, Reg. No. 32,518
Attorney for Applicant(s)

Fee Transmittal Form

Docket No.:	382/9-1788
Inventor(s):	Dwight MCKEE, 290 Dry Creek Road, Aptos, California 95003; Timothy A. NOLAN, 120 Penny Lane, Batesville, Arkansas
Title:	COMPOSITION AND METHOD FOR APPETITE AND CRAVING SUPPRESSION AND MOOD ENHANCEMENT

THE FILING FEE HAS BEEN CALCULATED AS SHOWN BELOW:

	Claims filed		Extra	SMALL \$ 385.00	LARGE \$ 770.00	AMOUNT \$ 385.00
Total Claims	23	Minus 20	3	x \$ 9.00	x \$ 18.00	\$ 27.00
Independent	3	Minus 03	0	x \$ 43.00	x \$ 86.00	\$
Multiple dependent claim fee				+ \$ 145.00	+ \$ 290.00	\$
() Non-English specification 37 C.F.R. 1.17(k) fee (+ \$130.00)						\$
ASSIGNMENT						\$
FEE DUE:						\$ 412.00

- [x] A check in the amount of **\$412.00** is enclosed.
 The Commissioner is hereby authorized to charge any additional fees required with this submission or to credit any overpayment to Deposit Account No. 04-0838.
- a. ☒ Fees required under 37 C.F.R. 1.16.
 - b. ☒ Fees required under 37 C.F.R. 1.17.
 - c. ☐ Fees required under 37 C.F.R. 118.

Respectfully submitted,
 Coleman Sudol Sapone P.C.

March 12, 2004
 714 Colorado Ave.
 Bridgeport CT 06605
 Tel. (203) 366-3560

By: 
 William J. Sapone, Reg. No. 32,518
 Attorney for Applicant(s)